

**TENTATIVE RULINGS**

**CIVIL/FAMILY LAW CASE MANAGEMENT CALENDAR**

**For: 04/27/2015 Monday Dept. 4**

**(Posted 04/23/2015)**

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling. When the tentative ruling is adopted without change, no further notice of the ruling will be provided by the court.

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1. **1:30 PM** Case: 10CV37241 [S] KELLY v AMERIGAS PROPANE INC  
Type: WRONGFUL TERMINATION Date Filed: 12/08/10  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: KELLY, PETER ATTY: BOWMAN AND ASSOCIATES LAW OFF  
DEFNDT: AMERIGAS PROPANE INC. ATTY: MORGAN LEWIS & BOCKIUS LLP

Tentative Ruling: This matter has been removed to Federal Court. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 12/16/15 for court's motion to dismiss pursuant to CCP §583.360. The clerk shall provide notice of this ruling to the parties.

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2. **1:30 PM** Case: 13CV39473 [S] HOOT JR. v STAFFORD  
Type: OTHER NON PI, PD, WD TORT Date Filed: 07/26/13  
Event: OSC RE: FILING COMPLIANCE  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: HOOT, RAYMOND E. JR. ATTY: IN PRO PER  
DEFNDT: STAFFORD, AARON  
DEFNDT: SEGERSTROM REAL ESTATE INC.  
DBA: COLDWELL BANKER LAKE TULLOCH

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept. 4 at 1:30 PM on 8/19/15. The clerk shall provide notice of this ruling to the parties.

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3. 1:30 PM Case: 14CF11187 [M] UMB BANK N.A. v MILLS  
Type: COLLECTIONS Date Filed: 04/21/14  
Priority Info: RULE 3.740  
Event: OSC RE: JUDGMENT UNDER CRC 3.740(f)

PLNTFF: UMB BANK N.A. ATTY: WINN LAW GROUP  
DEFNDT: MILLS, DANIEL T.  
DBA: ARC MANUFACTURING INC

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept. 4 at 1:30 PM on 8/19/15. Plaintiff/Petitioner shall provide notice of this ruling to the parties.

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4. 1:30 PM Case: 14CF11188 [M] HARRISON FINANCIAL v KOPECKI  
Type: COLLECTIONS Date Filed: 04/22/14  
Priority Info: RULE 3.740  
Event: OSC RE: JUDGMENT UNDER CRC 3.740(f)

PLNTFF: HARRISON FINANCIAL LLC ATTY: RESURGENCE LEGAL GROUP PC.  
DEFNDT: KOPECKI, GRANT  
AKA: KOPECKI, GRANT J.

Tentative Ruling: This matter awaits notice of entry of judgment. The matter is continued for further Case Management. If judgment enters in the interim, the following date will be vacated, Dept. 4 at 2:00 PM on 7/22/15.

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5. 1:30 PM Case: 14CF11317 [M] PORTFOLIO RECOVERY v KEANE  
Type: COLLECTIONS Date Filed: 09/24/14  
Priority Info: RULE 3.740  
Event: OSC RE: FILING COMPLIANCE

PLNTFF: PORTFOLIO RECOVERY ASSOCIATES LLC ATTY: HUNT & HENRIQUES  
DEFNDT: KEANE, JOSEPH M.

Tentative Ruling: Matter vacated as dismissal filed.

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6. 1:30 PM Case: 14CF11322 [M] ABSOLUTE RESOLUTIONS v MCFARLAND  
Type: COLLECTIONS Date Filed: 09/26/14  
Priority Info: RULE 3.740  
Event: OSC RE: FILING COMPLIANCE

PLNTFF: ABSOLUTE RESOLUTIONS V LLC ATTY: RESURGENCE LEGAL GROUP PC.  
DEFNDT: MCFARLAND, JUDY  
AKA: MCFARLAND, JUDY L.  
AKA: STOTT, JUDY L.

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept. 4 at 1:30 PM on 8/19/15. Plaintiff shall provide notice of this ruling to the parties.

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7. 1:30 PM Case: 14CV39926 [S] MARTINEZ/DELGADO v FRANCESCHI  
Type: PI/PD MOTOR VEHICLE Date Filed: 02/27/14  
Event: CONT'D OSC RE: FILING COMPLIANCE  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: MARTINEZ, MARIA CARRERA ATTY: TABIBIAN LAW OFFICES, SAM  
PLNTFF: DELGADO, HILDA CARRERA ATTY: TABIBIAN LAW OFFICES, SAM  
DEFNDT: FRANCESCHI, KIRSTEN MARIE

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 1:30 PM on 8/19/15.

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8. 1:30 PM Case: 14CV40553 [S] FULLER v BROGLIO, ETAL  
Type: PI/PD MOTOR VEHICLE Date Filed: 12/10/14  
Event: CASE MANAGEMENT CONFERENCE-CIVIL  
JURY FEES POSTED BY DEFTS

PLNTFF: FULLER, LAMONTE MICHAEL ATTY: PENNEY LAW OFFICES, FRANK D.  
DEFNDT: BROGLIO, RONALD M. ATTY: BATES WINTER & MISTRETTA LLP  
DEFNDT: AL CAL GLASS & SUPPLY  
DEFNDT: THOMPSON, WILLIAM ATTY: BATES WINTER & MISTRETTA LLP

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 4 at 1:30 PM on 8/19/15. Plaintiff shall provide notice of this ruling to the parties.

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9. 1:30 PM Case: 14CV40559 [S] GREEN TREE SERVICING v SERRA  
Type: FORECLOSURE Date Filed: 12/18/14  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: GREEN TREE SERVICING LLC ATTY: MALCOLM & CISNEROS  
DEFNDT: SERRA, MAUREEN L.

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further Case Management. If judgment enters in the interim, the following date will be vacated, Dept. 4 at 1:30 PM on 7/22/15. As the matter was submitted on the tentative ruling, no further notice of the ruling will be provided.

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10. 2:00 PM Case: 12FL38236 [S] CARDOZA v CARDOZA JR.  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/25/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: CARDOZA, AIMEE RENE ATTY: IN PRO PER  
RESP: CARDOZA, VIDAL JR.

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Petitioner is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. There is Proof of Service but no response (FL-120) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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11. 2:00 PM Case: 12FL38238 [S] LANDRETH v LANDRETH  
Type: LEGAL SEPARATION WITHOUT MINOR Date Filed: 01/27/12  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: LANDRETH, DANIEL LYDELL ATTY: SPENCE, LINDA S. ESQ.  
RESP: LANDRETH, VIRGINIA LEE ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If no agreement is reached, Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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12. 2:00 PM Case: 13CV39551 [S] WALSH v GARRIDO  
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 08/28/13  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: WALSH, GERALD D, ATTY: SALAZAR, ANTHONY T. ESQ  
MINOR: WALSH MINOR  
RESP: GARRIDO, ROBIN (WALSH)

Tentative Ruling: There is Proof of Service but no response (FL-220) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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13. 2:00 PM Case: 13CV39553 [S] HARRIS v TURPEN  
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 08/28/13  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: HARRIS, DARCI ATTY: IN PRO PER  
RESP: TURPEN, ANDREW

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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14. 2:00 PM Case: 13FL39430 [S] PEIRANO v PEIRANO  
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 07/10/13  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: PEIRANO, MARIA C. ATTY: TRIFILO, JOHN J. ESQ  
RESP: PEIRANO, MICHAEL J. ATTY: IN PRO PER

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Petitioner and Respondent are ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. The next Case Management hearing shall be in Dept. 4 at 2:00 PM on 9/23/15. Petitioner shall provide notice of this ruling to the parties.  
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15. 2:00 PM Case: 13FL39466 [S] LUJAN v LUJAN  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 07/24/13  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: LUJAN, BRIAN J. ATTY: IN PRO PER  
RESP: LUJAN, SARAH

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). Petitioner is ordered to serve and file a preliminary declaration of disclosure (FL-141) prior to the next hearing. There is Proof of Service but no response (FL-220) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. The CMC is set for Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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16. 2:00 PM Case: 13PA39401 [S] LOSOYA v TRUMPOWER  
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 06/24/13  
Priority Info: CONFIDENTIAL  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: LOSOYA, JENNIFER ATTY: IN PRO PER  
RESP: TRUMPOWER, EDWARD

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until the Proof of Service is filed. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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17. 2:00 PM Case: 14FL40182 [S] HOVEY v HOVEY  
Type: DISSOLUTION W/O MINOR CHILDREN Date Filed: 06/26/14  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: HOVEY, JANET L. ATTY: TRIFILO, JOHN J. ESQ  
RESP: HOVEY, CHARLES A.

Tentative Ruling: This matter may be concluded by a Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). There is Proof of Service but no response (FL-120) or default (FL-165). Prior to the next CMC, unless a response is filed, petitioner must file a request for default or dismiss the action. Petitioner is ordered to serve and file a final declaration of disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 4 at 2:00 PM on 10/21/15. Petitioner shall provide notice of this ruling to the parties.

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END OF CALENDAR